

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

I/P ENGINE, INC.,)
v. Plaintiff,)
AOL, INC. et al.,)
Defendants.)

)

)
)
)
)
)
)
)
)

Civ. Action No. 2:11-cv-512

**PLAINTIFF I/P ENGINE, INC.'S
MOTION FOR LEAVE TO FILE SUPPLEMENTAL MEMORANDUM OF NEW
ADDITIONAL FACTS JUSTIFYING ITS MOTION FOR DEFENDANTS TO SHOW
CAUSE UNDER RULE 37 FOR NONCOMPLIANCE WITH AUGUST 13, 2013 ORDER**

Plaintiff I/P Engine, Inc. ("I/P Engine"), by counsel, pursuant to Local Rule 7(F)(1), respectfully moves this Court to enter an Order granting I/P Engine leave to file its *Supplemental Memorandum of New Additional Facts Justifying Its Motion for Defendants to Show Cause under Rule 37 for Noncompliance with August 13, 2013 Order*, attached as **Exhibit A**. In support thereof, I/P Engine submits the accompanying Memorandum.

I/P ENGINE, INC.

Dated: October 7, 2013

By: /s/ Jeffrey K. Sherwood
Donald C. Schultz (Virginia Bar No. 30531)
W. Ryan Snow (Virginia Bar No. 47423)
CRENSHAW, WARE & MARTIN PLC
150 West Main Street
Norfolk, VA 23510
Telephone: (757) 623-3000
Facsimile: (757) 623-5735

Jeffrey K. Sherwood (Virginia Bar No. 19222)
Frank C. Cimino, Jr.

Kenneth W. Brothers
Dawn Rudenko Albert
Charles J. Monterio, Jr.
DICKSTEIN SHAPIRO LLP
1825 Eye Street, NW
Washington, DC 20006
Telephone: (202) 420-2200
Facsimile: (202) 420-2201

Counsel for Plaintiff I/P Engine, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2013, the foregoing was served via the Court's CM/ECF system on the following:

Stephen Edward Noona
Kaufman & Canoles, P.C.
150 W Main St
Suite 2100
Norfolk, VA 23510
senoona@kaufcan.com

David Bilsker
David Perlson
Quinn Emanuel Urquhart & Sullivan LLP
50 California Street, 22nd Floor
San Francisco, CA 94111
davidbilsker@quinnmanuel.com
davidperlson@quinnmanuel.com

Robert L. Burns
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
Two Freedom Square
11955 Freedom Drive
Reston, VA 20190
robert.burns@finnegan.com

Cortney S. Alexander
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
3500 SunTrust Plaza
303 Peachtree Street, NE
Atlanta, GA 94111
cortney.alexander@finnegan.com

/s/ Jeffrey K. Sherwood